



COUNCIL AGENDA: 06-29-04
ITEM:

Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Jim McBride

SUBJECT: SEE BELOW

DATE: June 11, 2004

Approved

Date

COUNCIL DISTRICT: City-Wide

SUBJECT: REQUEST FOR LEAVE OF ABSENCE BY ARTS COMMISSIONER

RECOMMENDATION

Approval of a three-month leave absence for Arts Commissioner Sharon Gustafson.

BACKGROUND

Arts Commissioner Sharon Gustafson is requesting a leave of absence beginning July 1, 2004. Her request was heard at the June 9, 2004, Arts Commission meeting. The Commission respectfully requests that the City Council consider this matter prior to its July recess in order for Ms. Gustafson to know whether the leave is approved.

San José Municipal Code Section 2.08.140 addresses leaves of absence for members of City commissions, as follows:

"A member of a commission may be granted a leave of absence by the city council, and a temporary vacancy shall thereupon exist for the period of such leave of absence. During the period of such temporary vacancy, the council may fill such vacancy by temporary appointment to the commission; provided, however, that the period of such temporary appointment shall not exceed the period of the temporary vacancy. At the expiration of a leave of absence so granted, the member shall automatically resume membership on the commission."

On May 25, 2004, Arts Commissioner Sharon Gustafson submitted a request for leave of absence from July 1 through October 1, 2004 (attached).

HONORABLE MAYOR AND CITY COUNCIL

June 11, 2004

Subject: Request for Leave of Absence of Arts Commissioner

Page 2

ANALYSIS

On May 26, 2004, the Office of Cultural Affairs requested the City Clerk's Office to research any conditions for leave of absence. On June 1, the Clerk's Office reported that aside from the Municipal Code section cited above, there are no Council-adopted conditions pertaining to leave of absence for Commissioners.

On June 9, 2004, the Arts Commission considered the request for leave of absence. In recognition of the valuable contributions Ms. Gustafson has made to the City as an Arts Commissioner, granting a leave of absence would allow her to return to complete her term. Since the leave is for three months, the time period is too short to require the temporary appointment of a replacement, and will not unduly affect the conduct of Commission business.

PUBLIC OUTREACH

This matter was discussed at a publicly noticed meeting of the Arts Commission on June 9, 2004.

COORDINATION

This item has been coordinated with the City Clerk's Office and the City Attorney's Office.

COST IMPLICATIONS

This item has no cost implications.

CEQA

Not a Project.

JIM McBRIDE

Acting Director, Conventions, Arts and Entertainment

Attachment